

1 (The document above referred
2 to as Normandy Exhibit 11 was
3 marked for identification.)

4 MR. TILLOTSON: Your Honor, there is one
5 other substantive problem, and that is 11-26 is the
6 affidavit of the Mayor, who is only, as I understand,
7 comes in subject to cross examination tomorrow. It
8 couldn't be part of this exhibit today. It's kind of
9 like slide it in whether or not he comes up on the
10 speaker phone.

11 JUDGE SIPPEL: Well, are we going to work out
12 a stipulation about that or --

13 MR. TILLOTSON: Well, we haven't yet, Your
14 Honor, but -- but my point is --

15 JUDGE SIPPEL: Yeah, I see it.

16 MR. TILLOTSON: That this is -- it's not in
17 the category that we were talking about.

18 JUDGE SIPPEL: Yes. You're --

19 MR. TILLOTSON: Of letters that were not --
20 unsworn and so on.

21 JUDGE SIPPEL: You're correct -- you're
22 correct.

23 MR. LYNCH: Your Honor, this -- this was in
24 Exhibit 11, 10, excuse me, from the beginning.

25 JUDGE SIPPEL: I -- I understand that. You

1 know, I -- I understand that, and I know I keep coming
2 back to this kind of a problem in dealing with a case
3 in this context, that is without a counsel, but we were
4 clearly talking about things that were -- the -- well,
5 let me put it another way.

6 The Okeith evidence and the weight evidence
7 was put in an entirely different category, because it
8 was all subject to that they were going to be cross
9 examined, and then the documents could be weighed, at
10 that point, and considered and brought in.

11 Those are documents that are totally
12 different from what I recall routine letters of
13 commendation, or what not from the community, and --
14 and Mr. Tillotson is absolutely right.

15 That -- that kind of evidence which was --
16 specifically was narrowed -- was -- was treated
17 differently, and for a good reason. It was treated
18 differently, because we thought that we were going to
19 get live testimony on it.

20 So, I'm going to -- I'm going to permit the
21 pages to stay in the same order that they're in, but I
22 am going to strike the exhibit of Francis F. Okeith, at
23 this point, and I won't mark it stricken, but I will
24 verbalize it as being stricken, and after tomorrow or
25 whatever stipulation can be worked out, perhaps it can

1 come back in again, by virtue of a motion, but right
2 now I'm treating it, that is Exhibit 11, #26, as being
3 stricken, again subject to either testimony or
4 stipulation.

5 All right, Mr. Tillotson.

6 I'm having the Reporter mark these as
7 Normandy Broadcasting Exhibit #11. Be sure the name,
8 if you can write on there, Ms. Reporter, just write on
9 Normandy Broadcasting at the top, so that it's clear
10 that it's Normandy Broadcasting's Exhibit, and subject
11 to all those rulings, qualifications and objections,
12 that will be -- that will be received into evidence, at
13 this time, as Normandy's Exhibit 11.

14 (The document heretofore
15 marked for identification
16 as Normandy Exhibit 11 was
17 received in evidence.)

18 You now have another witness, I believe, for
19 cross examination. Who will be the next witness? Do
20 you want to -- have you worked out the order or -- Mr.
21 Tillotson?

22 MR. TILLOTSON: I -- I -- we don't care. By
23 the way, Your Honor, Kathy -- Ms. Franco is going to
24 take the cross examination of the next two witnesses.

25 JUDGE SIPPEL: All right, let's bring in

1 another witness then, if you would. They're not
2 specifying, so you can pick out whoever you want to
3 come on first, Mr. Lynch.

4 MR. LYNCH: Well, Your Honor, are we off the
5 record?

6 JUDGE SIPPEL: Let's go off the record.

7 (Discussion off the record.)

8 JUDGE SIPPEL: We have a witness, and I'm
9 going to swear the witness right now and have him
10 identify himself for the record, and then we'll --
11 we'll finish cleaning up some of these documents, these
12 document materials.

13 Would you raise your right hand sir?
14 Whereupon,

15 THOMAS JACOBSON
16 was called as a witness, and having been first duly
17 sworn, was examined and testified, on his oath, as
18 follows:

19 JUDGE SIPPEL: Please be seated, and help
20 yourself to a glass of water while we're getting ready
21 here, if you would.

22 I've got Brandt Exhibit #2, which has been
23 revised by Mr. Tillotson's office, and has now been
24 distributed.

25 Does the Reporter have two copies of that

1 document also? Very well, and that's -- the purpose
2 for that document is to actually substitute it for the
3 earlier Exhibit 2, and I'll leave that up to the
4 Reporter as to how they want to mechanically handle
5 that, but this is a substituted Exhibit 2, in
6 accordance with my instructions, and it's received in
7 evidence, at this time, as Brandt's Exhibit.

8 (The document heretofore
9 marked for identification
10 as Brandt Exhibit 2 was
11 received in evidence.)

12 All right, everybody has a copy of that. Is
13 that correct? Mrs. Lynch, you've got your copy too?

14 MRS. LYNCH: Yes.

15 MR. TILLOTSON: Your Honor, I think if we
16 just state again, to -- to be clear, so, that whatever
17 happens mechanically, what we have done here, pursuant
18 to Your Honor's instructions, the second substantive
19 page of the exhibit had been a copy of the page from
20 the FCC's Fair Report, which showed the WWSC license to
21 -- to Normandy and some license history information,
22 but also listed other broadcast stations on that same
23 page, and you had requested that we redact or remove
24 the references to all of the stations, other than WWSC.

25 So, this exhibit is identical to the original

1 exhibit, except that the information, not -- not
2 pertinent to identifying what the page is or WWSC, has
3 all been blocked out.

4 JUDGE SIPPEL: That's correct -- that's
5 correct. Does the Bureau have any objection or comment
6 to this procedure?

7 MS. LADEN: No, Your Honor.

8 JUDGE SIPPEL: All right, and Brandt Exhibit
9 2, as -- as so modified, is received in evidence, or we
10 will treat it as modified. Exhibit 2, that is in
11 evidence, has been modified, in accordance with my
12 instructions, and the Reporter has the necessary
13 documents to accomplish that.

14 And Mr. and Mrs. Lynch, you have -- you'll
15 have leave, at the appropriate time, to retrieve one of
16 these Exhibits 11, so that you can make a photocopy.

17 MRS. LYNCH: I have one here, Your Honor.

18 JUDGE SIPPEL: You have one to make a copy
19 of?

20 MRS. LYNCH: Yes.

21 JUDGE SIPPEL: All right, then at the
22 appropriate time, get -- get a copy to me. I'm giving
23 the Reporter my copy, or do you have her -- is she
24 giving you one? You didn't get anything back from the
25 Reporter, did you?

1 MRS. LYNCH: No.

2 MR. LYNCH: No, this is our --

3 JUDGE SIPPEL: I'm just going to hand my --
4 my copy back to the Reporter then, so, she has the
5 copies and you're going to make a copy for me.

6 All right, that's in evidence.

7 Cross examination, Ms. Franco, your witness.

8 MS. FRANCO: I don't know who it is, Your
9 Honor. I thought you were going to make him state his
10 name for the record.

11 JUDGE SIPPEL: Would you state your name for
12 the record?

13 THE WITNESS: Thomas Gerard Jacobson.

14 JUDGE SIPPEL: And your address?

15 THE WITNESS: RD 1, Box 1100, Fort Ann, New
16 York, zip 12827.

17 JUDGE SIPPEL: Ms. Franco?

18 CROSS EXAMINATION

19 BY MS. FRANCO:

20 Q Mr. Jacobson, I wanted to direct your
21 attention to your affidavit. Do you have a copy or
22 could you get one from Mr. Lynch?

23 MR. LYNCH: Sure, he can take this copy.

24 JUDGE SIPPEL: Let's go off the record until
25 the witness gets the document in front of him.

1 (Discussion off the record.)

2 JUDGE SIPPEL: Back on the record.

3 You may proceed.

4 BY MS. FRANCO:

5 Q In your affidavit, Mr. Jacobson, in the
6 second paragraph, you state that you've been employed
7 at Normandy Broadcasting since 1986, and you worked
8 specifically for WYLR since the fall of 1989?

9 A Yes.

10 Q And then, in the next paragraph, you say that
11 "After reviewing Mr. Lynch's programming proffer, I can
12 attest that, for my time with Normandy on WYLR, all
13 events, from that point on, listed on the proffer, did
14 occur and were aired on WYLR."

15 A That's true.

16 Q Could you clarify what you meant, "from that
17 point on?" Do you mean from '86 or the fall of '89?

18 A No. It's clearly stated here that "For my
19 time with Normandy on WYLR," which was the fall of
20 1989, from that point to the end of the period in
21 question.

22 Q Okay. So, you're --

23 A I can attest to.

24 Q Only attesting to the -- the programming that
25 happened after the fall of '89?

1 A While -- while I was there, yes, on WYLR.

2 Q Okay, what documents did you review in
3 verifying that all of these programs actually aired on
4 WYLR?

5 A Well, most of my knowledge on the programming
6 that did air on WYLR was hands on working with them,
7 reading them in the studio, push sheets, public service
8 announcements, pushing the buttons on the cart
9 machines, actually performing these public service
10 announcements and doing numerous remotes at the end of
11 the push period to culminate these particular events.

12 Q And, so, it's just your recollection, your
13 general recollection of how many times the programs
14 aired?

15 A Yes, that's -- that's what I have to -- to
16 give you, yes.

17 Q Did you ever look at -- did you ever go back
18 and look at the actual logs themselves and count them
19 up?

20 A The actual program logs?

21 Q Yes?

22 A And count up?

23 Q And count up the duration of all the programs
24 and whether the programs actually were ran, to see if
25 it really matches what Mr. Lynch says in his proffer?

1 THE WITNESS: No.

2 JUDGE SIPPEL: Okay.

3 BY MS. FRANCO:

4 Q I'd now like to refer you to Brandt Exhibits
5 4 and 5, and, again, could you provide him with a copy
6 that we gave you?

7 JUDGE SIPPEL: Before you ask the next
8 question, Ms. Franco, I want to ask the witness again,
9 you -- you are aware of the sequestration order that I
10 issued at the beginning of this case, is you're not to
11 talk to anybody, who was on the stand, about their
12 testimony. Do you recall that?

13 THE WITNESS: Yes.

14 JUDGE SIPPEL: Did you talk at all to Mr.
15 Lynch over the lunch time?

16 THE WITNESS: I just said hello to him on his
17 way back through the door.

18 JUDGE SIPPEL: That was it?

19 THE WITNESS: That was it.

20 JUDGE SIPPEL: Fine.

21 MR. TILLOTSON: We found the other copy of
22 ours.

23 JUDGE SIPPEL: That's fine. Do you want to
24 give that to the witness and return mine to me?

25 MR. TILLOTSON: Yes. There you go, Your

1 Honor.

2 JUDGE SIPPEL: Thank you.

3 Go on, Ms. Franco.

4 BY MS. FRANCO:

5 Q Mr. Jacobson, are these typical -- a typical
6 example of the WYLR station logs?

7 A Exhibit 5, I -- yeah, I can attest -- attest
8 that that is. Exhibit 4, I don't know. That's before
9 my time.

10 Q Okay, but would it be typical of -- of what's
11 run today on the station or what was run during the
12 time that you were there?

13 A During the license time, yes -- yes, I -- I
14 believe so.

15 Q Okay. Could you explain to me what the
16 checks marks mean, if you flip through either of the
17 exhibits? Let's go with Exhibit 4, there are check
18 marks beside certain program and spots. I was
19 wondering if you could explain to us what that means?

20 A That means that the commercial was aired, as
21 logged.

22 Q And if there is a program or a spot without a
23 check mark next to it, does that mean that that program
24 or spot did not run?

25 A No. That just means it wasn't a commercial.

1 Q Okay. So, the procedure is only that
2 commercial spots are checked off and the public affairs
3 and PSAs are not checked off?

4 A If it a was carted or recorded public service
5 announcement that had a number assigned to it as a 30
6 or 60 recorded PSA, if those were played, those would
7 be checked off, if it was computer logged. If it was
8 something that was just in the studio, we wouldn't
9 write it down.

10 Q Where does Tri-County Notebook fall within
11 that range? Is that something that's carted?

12 A That is not something that is carted. That's
13 something that is live announced or read once an hour,
14 various community events ongoing, updated.

15 Q And is it uniformly not checked off?

16 A Uniformly it was not checked off.

17 Q Okay. Well, at times in here, it appears
18 that sometimes it was checked off, sometimes it wasn't.
19 I'm just trying to understand what the discrepancy is
20 there.

21 A What are you referring to? Where do you see
22 it checked off?

23 Q Well, on Exhibit 5, on page 114. Do you see
24 the numbers on the bottom right corner? Tri-County
25 Notebook is checked off, as is Tri-County Weather?

1 A Uh-huh.

2 Q Then the very next page --

3 JUDGE SIPPEL: You have to acknowledge yes or
4 no.

5 THE WITNESS: Yes, yes.

6 BY MS. FRANCO:

7 Q And then the following page, 115, Tri-County,
8 I'm not sure if it's weather or notebook at the top, is
9 checked off, and then Tri-County Notebook is not
10 checked off. So, it seems to go back and forth, and I
11 was wondering if that is any indication of whether it
12 ran or not?

13 A If it was on the log and it was a Tri-County
14 Notebook, it ran.

15 Q Even though it was not checked off?

16 A Even -- even though it was not checked off.
17 It's always been policy to do those.

18 Q How do you know that it actually ran? What
19 is your basis for that statement?

20 A Whenever I was in there and there was a Tri-
21 County Notebook on the log, it was aired.

22 Q Were you there every day at the station, from
23 the time that -- that you started at WYLR?

24 A I was there every -- every day, just about,
25 until two weeks last August.

1 Q And you could personally hear every Tri-
2 County Notebook being aired?

3 A I don't listen to the radio 24 hours a day.

4 Q Well, then you -- you can't really say, for a
5 fact, that every Tri-County ran, just because it was
6 listed down there, if you didn't actually hear it or
7 plug it in yourself, if you were working?

8 A I did hear it. When I listened, I would hear
9 it, but I didn't listen 24 hours a day.

10 Q But not all the time, so, you couldn't verify
11 every Tri-County Notebook?

12 A I cannot verify that every -- that everyone
13 ran when I wasn't listening.

14 Q Do you know what kind of instructions were
15 given to the various announcers that were -- were in
16 charge of checking things off, what they were supposed
17 to do?

18 A We were supposed to check off the commercial
19 matter, as it was aired, when it was supposed to be
20 aired.

21 We were supposed to do the weather at the
22 appropriate times that it was on the log, and we were
23 supposed to do our legal ID, as humanly close to the
24 top of the hour as possible.

25 If news was on and it was a local cast, we

1 were supposed to have that on as close to a quarter
2 after as we could get it.

3 If it was a -- an ABC cast, which was run on
4 tape, the way -- we wanted to get that on as close to
5 10 minutes of the hour as we could, and when it was
6 time for Tri-County Notebooks, do that as close to 20
7 after as we could.

8 Q So, were there any instructions though on
9 checking off -- the policy for checking off the public
10 affairs programming, such as Tri-County Notebook?

11 A I would --

12 Q Were there any instructions on that?

13 A I was never given any.

14 Q So, you were only instructed about the
15 commerca -- about checking off the commercial matters,
16 and not the public service programming?

17 A That is right.

18 Q What about a discrepancy? If something
19 didn't run, what were you supposed to do then?

20 A If something did not run, we're go to the
21 discrepancy sheet, which is the -- the top sheet, I
22 think, on -- well, not on Exhibit 4. It's the second
23 page there on Exhibit 5. It's the top page. We were
24 supposed to write down what didn't run, what it was,
25 how long it was, and, if -- especially if it was a

1 commercial matter, what time it was logged, and we were
2 supposed to get it to traffic as soon as possible to
3 see if we could get a make good instituted before that
4 business day was out.

5 Q Did you follow all those procedures for
6 something like Tri-County Notebook or public affairs
7 program or a PSA?

8 A Yes.

9 Q So, you had to go through all these same
10 steps, if -- if one of those programs also did not run?

11 A Yes, if it was on the log and we didn't run
12 it. The same thing for news or anything, if we didn't
13 run it, we had to discrep it. That is something we
14 were ordered to do.

15 Q Do you know if that ever happened?

16 A I can vouch for a couple of times where we
17 had technical difficulties recording news, and we
18 couldn't air the newscast because of the technical
19 difficulty. I don't remember myself or anytime that I
20 was on the air discrepping a Tri-County Notebook. A
21 couple of recorded PSAs, I probably did -- did discrep
22 at one time or another, but that's just because things
23 get lost sometimes.

24 Q Whose instructions were these? Who told you
25 to do -- to do this?

1 A Who told me to discrep when something didn't
2 run?

3 Q Right?

4 A That was my Program Director at that time.

5 Q And what was that person's name?

6 A Bob Barrett.

7 JUDGE SIPPEL: When you say that --

8 THE WITNESS: And Rick Dusenberry.

9 JUDGE SIPPEL: Bob Barrett, what was the time
10 frame that he was there and -- and what capacity was he
11 there in?

12 THE WITNESS: Bob was Program Director for
13 the greater portion of the decade.

14 JUDGE SIPPEL: Well, what are you talking
15 about, like from 1989 back, or what --

16 THE WITNESS: He was there -- there just
17 about through the end of 19 -- 1980 -- '89, yes.

18 JUDGE SIPPEL: So, when did he start? About
19 what year? Do you know?

20 THE WITNESS: That I don't know, but he was
21 there -- he had been there for -- for about 10 years,
22 I'd say, when I started there in '86, for the company,
23 in general.

24 JUDGE SIPPEL: But he left in late 1989?

25 THE WITNESS: Yes.

1 JUDGE SIPPEL: You may proceed.

2 BY MS. FRANCO:

3 Q If I could direct your attention to page 81
4 of Exhibit 4, Brandt Exhibit 4?

5 A 81?

6 Q Right?

7 A Okay.

8 Q And the -- the Tri-County Notebook which is
9 listed at -- towards the top of the page --

10 A Uh-huh.

11 Q And the duration is, I think is -- is that 14
12 seconds?

13 A 14.

14 Q Okay, and the next page, the same place where
15 it says Tri-County Notebook, it ran for 15 seconds?

16 A No.

17 Q How long did it run?

18 A I don't know. I wasn't on the air then.

19 Q Well --

20 A Each announcement has its own length.

21 Q So, even if it says 15 seconds, it might not
22 have run 15 seconds. It could have run five seconds or
23 20 seconds?

24 A It would never run five seconds, and it would
25 run a minimum of 15 seconds. Most were 30, on average,

1 but 15 was the minimum.

2 Q And, again, your basis for knowing that it
3 never ran less than five is just from hearing?

4 A From doing.

5 Q From doing it?

6 A And hearing.

7 Q Okay. So, these -- the -- the times logged
8 down here aren't necessarily an accurate description of
9 what they ran, either under or over?

10 A It's -- it's an accurate description of -- of
11 the minimum time that it would run. It would never run
12 over that.

13 Q So -- but I mean there are times when it is
14 shown up to have run -- I've seen once or twice it will
15 run for 30 seconds. For example -- for example, on
16 page 90, listed as Tri-County Notebook, it ran for 50
17 seconds. So, it seems that you count -- you do write
18 it down when it runs for longer. Is that correct?

19 A I didn't. I was never instructed to.

20 Q But based on the logs and looking at the
21 times there, it is correct that sometimes it's logged
22 for a longer duration than 15 seconds, but it's never
23 logged for under 15 seconds, even though it --

24 A No.

25 Q So, it's correct -- it's not clear whether it

1 ran for -- does that -- does that mean it ran for 50
2 seconds, when it says it ran for 50 seconds, or is
3 that, again, just an estimation?

4 A I don't know, because I don't know what
5 announcement that announcer had in front of them. I
6 don't know what it was. You're asking me something
7 that I just can't answer.

8 Q Well, if you --

9 JUDGE SIPPEL: You're still on page 90 of
10 Brandt Exhibit 4. Is that correct?

11 MS. FRANCO: Yes.

12 JUDGE SIPPEL: Okay, go ahead.

13 BY MS. FRANCO:

14 Q Well, if you can't verify how long the
15 programs ran, then how could you attest, in your
16 affidavit, that Chris Lynch's proffer is an accurate
17 description of the times and that the programs ran?

18 A Because I, in my affidavit, am speaking for
19 my on air performance, not anybody else's. I'm
20 speaking for me and -- and my time, when I'm on the
21 air, when I am the one doing -- doing the show, reading
22 the public service announcements and my time affiliated
23 with the station, no time before that, which March 4,
24 1988, was.

25 Q So, your affidavit is incorrect that you're

1 attesting that everything that Mr. Lynch said in his
2 proffer is correct?

3 A My affidavit is correct in stating that,
4 because it clearly states that everything brought in
5 his proffer, from my point of employment on WYLR the
6 fall of '89 is correct. I'm not attesting to the
7 entire period and I won't attest to the entire period,
8 because that's the unknown.

9 Q But -- and you're attesting to every single
10 hour of the time from 1989 on?

11 A I'm attesting to -- to my time since the fall
12 of 1989 on. My involvement with events on the proffer
13 that I did contribute to and have a general idea of
14 what did go on with those events.

15 Q Well, how are we supposed to know which
16 things in the proffer? If I show you the proffer,
17 could you tell me the specific events that you are --
18 you can attest to?

19 A Sure.

20 JUDGE SIPPEL: Just a couple of questions to
21 clarify this situation with -- with this station.

22 What is it that you -- what are -- what are
23 the tasks that you do in your job?

24 THE WITNESS: My -- my job right now?

25 JUDGE SIPPEL: Well, all right, yeah, right

1 now?

2 THE WITNESS: Right now I'm Program
3 Director, Operations Manager. I handle all public
4 affairs programming, public service programming,
5 issuing of the quarterlies and those things. That's
6 what I do now. I started doing that as the PD and OM
7 on January 7th.

8 JUDGE SIPPEL: Of this year?

9 THE WITNESS: Of this year, but I was doing
10 the public service work as of 1991. I started doing
11 that, the quarterlies, as of 1991.

12 JUDGE SIPPEL: What else did you do back
13 before 1992?

14 THE WITNESS: I did afternoon drive, I did
15 middays, I would type up some public service
16 announcements, but not be responsible for putting them
17 in the quarterly, because I wasn't the Public Service
18 Director at that time. That was usually handled by the
19 -- by the Programmer, whoever happened to be.

20 I would air the events that were on,
21 especially big things, you know, that -- we had big
22 promotions, money raisers, like Walk America, Easter
23 Seals and stuff, and more times than not, I would
24 actually broadcast from the events the day that the --

25 JUDGE SIPPEL: You would be at the events and

1 then you would be broadcasting live?

2 THE WITNESS: I'd be at -- broadcasting live
3 at the events.

4 JUDGE SIPPEL: How -- how long did you do
5 that kind of work?

6 THE WITNESS: I've done it ever since I've
7 been associated with Normandy Broadcasting, whether it
8 was on WWSC on WYLR.

9 JUDGE SIPPEL: Which goes back to 1989?

10 THE WITNESS: 1986, my total time with
11 Normandy. 1989, my time with WYLR.

12 JUDGE SIPPEL: I see. All right, that's --
13 that's consistent with what you said.

14 THE WITNESS: I did do some remotes from
15 public service vehicles for WYLR while I was on WWSC.
16 I would do the remotes, but I wasn't a full time
17 personality on WYLR.

18 So, for me to talk about the total conception
19 and the total, you know, maturity of an event to the
20 broadcast, I can't do that, because I wasn't working
21 over there. It was just a daily event. I would go out
22 and cover it. I was the -- the public service remote
23 man for the station, basically.

24 JUDGE SIPPEL: So, you do have -- the
25 information that you have is somewhat limited, because

1 you're not always at the station?

2 THE WITNESS: Well, I am always at the
3 station.

4 JUDGE SIPPEL: You said you -- sometimes
5 you're at the actual events, you're broadcasting live
6 from where the events are held?

7 THE WITNESS: Oh, yeah, when I'm there, I
8 can't, because I'm not in -- in the control room with
9 the -- with the program on in front of me. No.

10 JUDGE SIPPEL: How often -- well, maybe it
11 depends on what period of time, but let's say from 1989
12 up to 1992, January of '92, how often, if at all, would
13 you have occasion to check logs? I mean check logs --
14 I mean to go back and look at them to see if they were
15 up-to-date?

16 THE WITNESS: Go back to look at them to see
17 if they're up-to-date?

18 JUDGE SIPPEL: Yes.

19 THE WITNESS: I would always go back and
20 review my -- my personal logs for my time whenever I
21 was in the studio. If I was on remote, I probably
22 didn't get back to see that log in particular. If I
23 was in the studio, doing a show from the studio, as I
24 did the show, I would always go through it once at the
25 end of the show, back to like the hour I started, the

1 hour under, just to make sure that I didn't miss a
2 commercial.

3 JUDGE SIPPEL: That was -- that was
4 accounting just for your own time?

5 THE WITNESS: That was for my time. Yes.

6 JUDGE SIPPEL: Your -- your shift on?

7 THE WITNESS: Because I was responsible for
8 that.

9 JUDGE SIPPEL: For your time?

10 THE WITNESS: For my time.

11 JUDGE SIPPEL: All right, I -- are you ready
12 to go forward, Ms. Franco?

13 MS. FRANCO: Yes.

14 BY MS. FRANCO:

15 Q What was your shift at the station when you
16 worked there?

17 A I started out doing 4:00 p.m. to 10:00 p.m.
18 It was afternoon drive and early evenings culminated
19 into one.

20 Q I guess that's a six hour shift?

21 A It's a six hour shift.

22 Q So, you can attest to all the programs that
23 ran those six hours, and how many days a week did you
24 work?

25 A Six, sometimes seven, if need be.